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On 10/27/03

TOWNSEND and TOWNSEND and CREW LLP

By: Kristi Cole

PATENT
Atty Docket No.: 019026-000110US
Client Ref. No.: T-400

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

YOH-ICHI MATSUMOTO et al.

Application No.: 09/700,851

Filed: November 17, 2000

For: HUMANIZED ANTIBODIES
THAT RECOGNIZE VEROTOXIN II
AND CELL LINE PRODUCING SAME

Examiner: Unassigned

Art Unit: Unassigned

**RESPONSE TO DECISION ON PAPERS
FILED UNDER 37 CFR 1.42**

Commissioner for Patents
Office of PCT Legal Administration
Box PCT
Washington, D.C. 20231

Sir:

The Decision mailed July 30, 2003 denied applicants' petition to commence entry into the national phase because (1) no address had been provided for the Yoshifumi Takeda, legal representative of deceased inventor, Tae Takeda, and (2) no declaration had been provided for the other five inventors.

In response Applicants provide executed declarations in compliance with 37 FR 1.497(a)-(b) that include the address of the legal representative of the deceased inventor, and the signature of the other five inventors.

Therefore, it is respectfully requested that the petition be accepted.

If any fees are due please charge to deposit account 20-1430. Please refund any overpayments to the same account.

Yoh-Ichi Matsumoto et al.
Application: 09/700,851
Page 2

PATENT

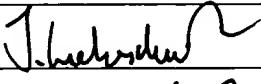
Respectfully submitted,

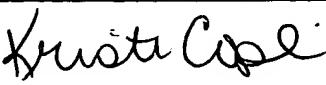
J. Liebeschuetz
Joe Liebeschuetz
Reg. No. 37,505

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/700,851
		Filing Date	November 17, 2000
		First Named Inventor	Matsumoto, Yoh-Ichi
		Art Unit	Unassigned
		Examiner Name	Unassigned
Total Number of Pages in This Submission	11	Attorney Docket Number	019026-000110US

ENCLOSURES (Check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Response to Decision Executed Declaration Return Postcard	
		Remarks	
		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual	Townsend and Townsend and Crew LLP Joe Liebeschuetz	
Signature		
Date	10/27/03	

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Kristi Coplin		
Signature		Date	10/27/03

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 240

Complete if Known

Application Number	09/700,851
Filing Date	November 17, 2000
First Named Inventor	Matsumoto, Yoh-Ichi
Examiner Name	Unassigned
Art Unit	Unassigned
Attorney Docket No.	019026-000110US

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None
 Deposit Account:

Deposit Account Number

20-1430

Deposit Account Name

Townsend and Townsend and Crew LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity

Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Large Entity

Small Entity

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims			

Multiple Dependent

	Extra Claims	Fee from below	Fee Paid
Total Claims	**	=	
Independent Claims	**	=	

	Extra Claims	Fee from below	Fee Paid
Total Claims	**	=	
Independent Claims	**	=	

Large Entity

Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
	1051	130	2051	65	Surcharge - late filing fee or oath	130
	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
	1053	130	1053	130	Non-English specification	
	1812	2,520	1812	2,520	For filing a request for reexamination	
	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
	1251	110	2251	55	Extension for reply within first month	110
	1252	420	2252	210	Extension for reply within second month	
	1253	950	2253	475	Extension for reply within third month	
	1254	1,480	2254	740	Extension for reply within fourth month	
	1255	2,010	2255	1,005	Extension for reply within fifth month	
	1401	330	2401	165	Notice of Appeal	
	1402	330	2402	165	Filing a brief in support of an appeal	
	1403	290	2403	145	Request for oral hearing	
	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
	1452	110	2452	55	Petition to revive – unavoidable	
	1453	1,330	2453	655	Petition to revive – unintentional	
	1501	1,330	2501	655	Utility issue fee (or reissue)	
	1502	480	2502	240	Design issue fee	
	1503	640	2503	320	Plant issue fee	
	1460	130	1460	130	Petitions to the Commissioner	
	1807	50	1807	50	Petitions related to provisional applications	
	1806	180	1806	180	Submission of Information Disclosure Stmt	
	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
	1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
	1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
	1801	770	2801	385	Request for Continued Examination (RCE)	
	1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

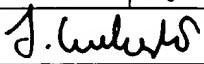
*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$240

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Joe Liebeschuetz	Registration No. (Attorney/Agent)	37,505	Telephone	650-326-2400
Signature				Date	

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